



Dkt. 75990-B/JPW/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Paul Simmons et al.
Serial No.: 10/813,747
Filed : March 29, 2004
For : MESENCHYMAL PRECURSOR CELL

1185 Avenue of the Americas
New York, New York 10036

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

REVOCATION OF POWER OF
ATTORNEY AND APPOINTMENT OF NEW ATTORNEYS

In accordance with 37 C.F.R. §3.73(b), Angioblast Systems, Incorporated ("Angioblast"), 279 East 44th Street, New York, NY 10017, is the assignee of the right and interest to the above-identified application by virtue of an assignment from Medvet Sciences Pty Ltd, a copy of which is attached hereto as Exhibit A and was submitted to the United States Patent and Trademark Office for recording. The attached assignment was recorded at Reel No. 017679, Frame No. 0427 on March 13, 2006.

Angioblast hereby revokes all powers of attorney previously granted and appoints the following attorneys: John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Philips (Reg. No. 29,691); Paul Teng (Reg. No. 40,837); and Gary J. Gershik (Reg. No. 39,992) and each of them, all c/o Cooper and Dunham LLP, 1185 Avenue of the Americas, New York, New York 10036 (Tel. (212) 278-0400), its attorneys, each with full power of substitution and

Applicants: Paul Simmons et al.
Serial No.: 10/813,747
Filed : March 29, 2004
Page 2

revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

Please address all communications and direct all telephone calls regarding this application to:

JOHN P. WHITE
COOPER & DUNHAM LLP (Customer No. 23432)
1185 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10036
TEL. (212) 278-0421

I certify that I am authorized to sign this Revocation of Power of Attorney and Appointment of New Attorneys on behalf of Angioblast Systems, Incorporated.

Angioblast Systems, Incorporated

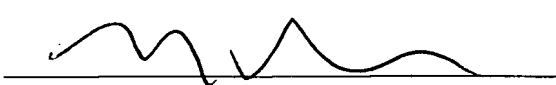
By:  Date: 8/12/07
Name: Michael Schuster
Title: Corporate Secretary

EXHIBIT A

FORM PTO-1595 (Substitute)

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE

(Rev. 8-98)

PATENTS ONLY

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Medvet Sciences PTY LTD
38 Payneham Road, Stepney,
South Australia, 5069 Australia

2. Name and address of receiving party(ies):

Name: ANGIOBLAST SYSTEMS, INCORPORATED

Internal Address:

Street Address: 279 East 44th Street

City/State/Zip: New York, NY 10017

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

3. Nature of Conveyance:



Assignment



Merger



Security Assignment



Change of Name



Other

Execution Date(s): October 4, 2004

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s): if this document is being filed together with a new application, the execution date(s) of the application is (are):

A. Patent Application No.(s)

10/813,747 filed March 29, 2004;
11/169,875 filed June 29, 2005;
and 11/178,920 filed July 11, 2005.

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: John P. White

Internal Address:

Street Address: Cooper & Dunham LLP

1185 Avenue of the Americas

City/State/Zip: New York, New York 10036

6. Total number of applications and patents involved: 3

7. Total fee (37 CFR §3.41): \$ 120.00



Enclosed



Authorized to be charged to deposit account

8. Deposit account number:

03-3125

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

John P. White

Name of Person Signing

Reg. No. 28,678

Signature

March 9, 2006

Date

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:
Mail Stop Assignment Recordation Services
Commissioner of Patents, P.O. Box 1450
Alexandria, VA 22313-1450

Total Number of pages including cover sheet, attachments and document: 25

John P. White
Reg. No. 28,678

Date

OMB No. 0651-0011 (exp. 4/94)

Mail documents to be recorded with required cover sheet information to:

Mail Stop Assignment, Recordation Services

Commissioner of Patents

P.O. Box 1450

Intellectual Property Assignment Deed

Medvet Sciences Pty Ltd
ABN 15 008 089 745

and

Angioblast Systems, Incorporated

Table of Contents (ctd)

2

Schedule 2

21

Intellectual Property Assignment Deed

Date *7th October* 2004

Parties

1. Medvet Sciences Pty Ltd ABN 15 008 089 746 of 36 Payneham Road, Stepney, South Australia, 5069 Australia (Medvet)
2. Angloblast Systems, Incorporated of 279 East, 44th Street, New York, NY 10017 United States of America (Angloblast)

Background

Table of Contents (ctd)

4

Operative Provisions

1. Definitions and interpretation

Table of Contents (ctd)

Table of Contents (ctd)**6**

Intellectual Property Rights means all present and future intellectual and industrial property rights conferred by statute, at common law or in equity and wherever existing, including:

- (d) patents, designs, copyright, rights in circuit layouts, plant breeder's rights, trade marks, know how, brand names, domain names, inventions, product names, trade secrets and any other rights subsisting in the results of intellectual effort any field, whether or not registered or capable of registration;
- (e) any application or right to apply for registration of any of those rights;
- (f) any registration of any of those rights or any registration of any application referred to in paragraph (b); and
- (g) all renewals and extensions of these rights;

Patent Family 1 means all rights and interests in and to issued patents and pending patent applications in any country, including all substitutions, continuations, continuations-in-part, divisional, supplementary protection certificates, renewals, all letters patent granted thereon, and all reissues, re-examinations, extensions, confirmations, revalidations, registrations and patents of addition thereof that result either directly or indirectly from the following patent applications which are sought and obtained:

- (a) 'Mesenchymal Precursor Cell PCT/AU00/00822;
- (b) 'Mesenchymal Precursor Cell Australian Patent Application No. 56636/00;
- (c) 'Mesenchymal Precursor Cell' U.S. Patent Application No. 10/030411;
- (d) Continuation-In-Part U.S. Patent Application No. 10/813,747;
- (e) 'Perivascular Mesenchymal Precursor Cells' PCT/AU2004/00416; and

Table of Contents (ctd)**7**

- (f) **U.S. Continuation-in-Part application related to USSN10/030411 titled 'Mesenchymal Precursor Cell and use thereof in the repair of bone defects and fractures in mammals';**

Patent Family 2 means 'Perivascular Mesenchymal Precursor Cell Induced Blood Vessel Formation' PCT/AU2004/00417 patent and all rights and interests in and to issued patents and pending patent applications in any country, including all substitutions, continuations, continuations-in-part, divisional, supplementary protection certificates, renewals, all letters patent granted thereon, and all reissues, re-examinations, extensions, confirmations, revalidations, registrations and patents of addition resulting either directly or indirectly from this patent;

Technology means:

- (i) **Patent Family 1;**
(j) **Patent Family 2;**

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F.B. RICE & Co.

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Table of Contents (ctd)

8

Table of Contents (ctd)**9****2. Assignment****2.1 Technology Assignment**

Medvet hereby assigns to Angloblast absolutely and beneficially, such assignment to be effective from the date of execution of this Deed, the whole of its rights, title and interest, whether presently existing or which arises at a date after the date of this Deed in and to any Intellectual Property Rights subsisting in the Technology including:

- (i) the right to apply for and register in any country worldwide such Intellectual Property Rights; and
- (ii) the right to claim (and retain) any damages and other remedies (including but not limited to an account of profits) for past infringement of and wrongful interference of such Intellectual Property Rights by third parties (whether or not they arose prior to the date this Deed came into effect).

(Assigned Technology).

Table of Contents (ctd)

10

Table of Contents (ctd)

11

Table of Contents (ctd)

12

Table of Contents (ctd)

13

Table of Contents (ctd)

14

Table of Contents (cid)

15

Table of Contents (ctd)

Table of Contents (ctd)

17

Table of Contents (ctd)

18

Table of Contents (ctd)
Schedule 1

Table of Contents (ctd)

20

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Table of Contents (ctd)

21

Schedule 2

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Table of Contents (ctd)

22

Table of Contents (ctd)

23

Executed as a deed.

Executed by Medvet Sciences Pty Ltd ABN
15 008 848 746 in accordance with section
127(1) of the Corporations Act 2001 (Cth):


Signature of director

James Williams
Name (please print)

Executed by Anglobank Systems,
Incorporated in accordance with its
Constitution by its duly authorized officers


Signature of authorized officer

James Williams
Name (please print)

Dr James Eggle
Signature of director or company secretary
"delete whichever does not apply"

Dr Frances Lynett
Name (please print)


Signature of authorized officer

Silvia Itasca
Name (please print)

ASSIGNMENT BY

Medvet Sciences Pty Ltd.

TO

Angioblast Systems, Incorporated

MESENCHYMAL PRECURSOR CELL

Attorney ~~for~~

John P. White, Esq.
Cooper & Dunham
1185 Avenue of the Americas

New York, N.Y. 10036

212-578-0000
